

## Message Text

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PAGE 01 MEXICO 08703 012138Z  
ACTION L-03

INFO OCT-01 ARA-06 ISO-00 EB-07 COME-00 TRSE-00  
CIAE-00 INR-07 NSAE-00 OMB-01 /025 W  
-----020010Z 028081 /62  
R 012139Z JUN 77  
FM AMEMBASSY MEXICO  
TO SECSTATE WASHDC 2488

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E.O. 11652: N/A  
TAGS: EIND, EINV, MX  
SUBJECT: MEXICAN PATENT AND TRADEMARK LAW

REF: 76 STATE 301585

1. IN PARAGRAPH TWO OF REFTEL DEPARTMENT WAS REPORTED  
PLANNING TO FORWARD TO US TEXT OF AIDE MEMOIRE ON THE  
NEW MEXICAN PATENT LAW WHICH WE COULD DELIVER TO GOM.  
WE BELIEVE THE TIME HAS COME TO GIVE TO THE GOM OUR  
VIEWS ON THE SUBJECT AND WOULD APPRECIATE RECEIVING THE  
TEXT IF DEPARTMENT STILL WISHES TO PURSUE MATTER.

2. WE HAD HEARD FROM SEVERAL SOURCES OVER LAST TWO  
MONTHS THAT GOM WAS AGAIN TRYING TO DRAFT REGULATIONS TO  
SOFTEN THE IMPACT OF VARIOUS PROVISIONS OF THE LAW,  
PARTICULARLY THOSE COVERING TRADEMARKS. REPORTEDLY,  
DE OTEYZA, SECRETARY OF PATRIMONY, IS DIRECTLY SOLICITING  
THE VIEWS OF THE NATIONAL ASSOCIATION OF CORPORATION  
LAWYERS ON MAKING ITS APPLICATION "MORE FLEXIBLE." HENCE,  
IF WE ARE EVER TO PRESENT OUR VIEW ON THE LAW, EVEN IF  
JUST FOR THE RECORD, NOW IS THE TIME TO DO SO. WE DO NOT  
BELIEVE WE CAN GAIN ANYTHING MORE BY WAITING, AND WE LOSE  
NOTHING BY TRYING.

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PAGE 02 MEXICO 08703 012138Z

3. THE GOM IS TRYING TO ENCOURAGE ADDITIONAL FOREIGN  
DIRECT INVESTMENT BUT SO FAR HAS GIVEN NO INDICATION THAT  
IT WOULD CONSIDER A CHANGE IN ITS "GROUND RULES" FOR SUCH  
INVESTMENT. WE DOUBT THAT IT WILL MAKE ANY CHANGES IN  
THE LAW ON PATENTS AND TRADEMARKS REGARDLESS OF THE  
STRENGTH OF THE CASE WE PRESENT THAT THE GOM HAS VIOLATED  
ITS TREATY OBLIGATIONS. NEVERTHELESS, OUR REPRESENTATION

AT THIS TIME COULD RESULT IN MORE "FLEXIBLE" REGULATIONS.  
OF COURSE WHETHER SUCH REGULATIONS WOULD ACTUALLY MAKE  
ADDITIONAL U.S. BUSINESS INVESTMENT IN MEXICO MORE ATTRAC-  
TIVE IS A MOOT POINT. WE HAVE OUR DOUBTS ON THIS POINT AT  
THIS TIME. THOMPSON

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** LAW, PATENTS, TRADEMARKS  
**Control Number:** n/a  
**Copy:** SINGLE  
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**Decaption Date:** 01-Jan-1960 12:00:00 am  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 22 May 2009  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1977MEXICO08703  
**Document Source:** CORE  
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**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
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**Office:** ACTION L  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
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**Previous Handling Restrictions:** n/a  
**Reference:** 76 STATE 301585  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
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**Review Exemptions:** n/a  
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**Status:** NATIVE  
**Subject:** MEXICAN PATENT AND TRADEMARK LAW  
**TAGS:** EIND, EINV, MX, US  
**To:** STATE  
**Type:** TE  
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**Review Markings:**  
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